

INITIAL CONFERENCE QUESTIONNAIRE

CASE NAME: Soto v. Application Research, Inc.

DOCKET NO.: 1:14-cv-07399-NG-RML

1. Date for completion of automatic disclosures required by Rule 26(a)(1) of the Federal Rules of Civil Procedure, if not yet made: July 23, 2015
2. If additional interrogatories beyond the 25 permitted under Rule 33(a) of the Federal Rules of Civil Procedure are needed, the maximum number by:
plaintiff(s) and defendant(s)
3. Maximum number of requests for admission by: plaintiff(s) and defendant(s)
Please see attached.
4. Number of depositions by plaintiff(s) of: parties non-parties
The parties agree to follow the applicable Federal Rules of Civil Procedure.
5. Number of depositions by defendant(s) of: parties non-parties
The parties agree to follow the applicable Federal Rules of Civil Procedure.
6. Time limits for depositions:
The parties agree to follow the applicable Federal Rules of Civil Procedure.
7. Date for completion of factual discovery: November 23, 2015
8. Number of expert witnesses of plaintiff(s): medical 1-2 non-medical

Date for expert report(s): December 22, 2015
9. Number of expert witnesses of defendant(s): medical 1 non-medical

Date for expert report(s): January 12, 2016
10. Date for completion of expert discovery: February 2, 2016
11. Time for amendment of the pleadings by plaintiff(s) August 21, 2015
or by defendant(s) August 21, 2015
12. Number of proposed additional parties to be joined by plaintiff(s) 0 and by
defendant(s) 0 and time for completion of joinder: N/A
13. Types of contemplated dispositive motions: plaintiff(s):
defendant(s): Motion for Summary Judgment
14. Dates for filing contemplated dispositive motions: plaintiff(s):
defendant(s): March 2, 2016
15. Have counsel reached any agreements regarding electronic discovery? If so, please describe at the initial conference.

Please see attached.

16. Will the parties *consent to trial before a magistrate judge pursuant to 28 U.S.C. §636? (Answer no if any party declines to consent without indicating which party has declined.)
Yes ☐ No ☒
17. This case should be ordered to arbitration at the close of discovery ☐ No ☐ (yes/no)
18. This case should be ordered to mediation (now or at a later date) ☐ No ☐ (yes/no)
(Prior to the Initial Conference, counsel shall discuss with their clients and their adversaries whether arbitration or mediation is appropriate in this case and be prepared to explain their reasons to the court)

* The fillable consent form AO 85 may be found at https://www.nyed.uscourts.gov/forms/all-forms/general_forms and may be filed electronically upon completion prior to the initial conference, or brought to the initial conference and presented to the Court for processing.

3. Maximum number of requests for admission:

Plaintiff: Agrees to follow the Federal Rules of Civil Procedure pertaining to written discovery.

Defendant: Application Research proposes to limited maximum number of Request for Admissions to 40 served by each party and the maximum number of Request for Production of Documents to 30.

15. Agreements regarding electronic discovery:

Yes, the parties have agreed to produce any electronically stored information in hard copy as an initial matter. Once the parties have had the opportunity to review such documents, the parties agree, if necessary, to confer between themselves regarding any additional exchange or production that any party believes necessary, before bringing the matter before the Court. Documents at issue in this case may contain personal information about Plaintiff or confidential trade secrets of the Defendants. In the event that such documents are requested in discovery, the parties will file a motion for an appropriate protective order.